

FISCAL NOTE

SB 1189 - HB 1146

March 31, 2005

SUMMARY OF BILL: Increases from 10 to 15 days the deadline for the Department of Safety to notify the licensing state and the commercial driver's license information system that a commercial driver has violated any state law or local ordinance, other than parking violations, related to motor vehicle traffic control. Increases from 10 to 15 days the deadline for the court clerk to notify the Department of Safety of the conviction.

ESTIMATED FISCAL IMPACT:

Other Fiscal Impact - This bill would put the state in non-compliance with the Federal Motor Carrier Safety Act beginning July 1, 2005. By federal law, an amount equal to five percent of the Federal-aid highway funds would be withheld beginning October 1, 2005, the beginning of the first federal fiscal year following the state's first date of non-compliance. At current funding levels, approximately \$25,000,000 would be withheld in FY2005-06.

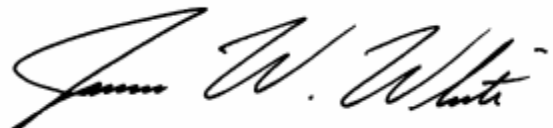
The state would remain out of compliance with federal law until September 30, 2005, when the federal time for notification will change to 30 days. The state would then be in compliance until September 30, 2008 (state FY2006-07 and FY2007-08) when the federal time for notification reverts to 10 days, placing the state out of compliance for a second time. At current funding levels, it is estimated that the state would lose \$25,000,000 in Federal-aid highway funds in state FY2008-09. If the state remained noncompliant in subsequent years, an amount equal to ten percent would be withheld. At current funding levels, this is estimated to be \$50,000,000 each year.

Assumption:

- No other changes to the Federal Motor Carrier Safety Act prior to September 30, 2008.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director